App. F. IX-4

1949-50
(CB)

File No. 139-49

Serial Nos. 3, 4

Previous References.

CB 139-49-1

CB 139-49-2

Later References.

Chs. 72. 2/2-52-1

- do - 76-53-1

- do - 76-53-3.

Chs Dep No 8/54-55.

GENERAL AND REVENUE SECRETARIAT

Serial Nos. 2

Part B for July 1950

SUBJECT

Enhancement of Subsistance Allowance to Jamadar Bakhtawarsiddiqui Ahmed ABL Commissioner.

No. 5852/CB. 6.7.50

To

Jamadar Bakhtawarsiddiqui Ahmed

773
CB

Petition of 15/5/50 from Janab ~~Basheeruddin~~ T. A. Basheeruddin Ahmed, Asstt Comr, under Suspension requesting orders to fixing the Subsistence allowance granted to him at 1/4 of Rs 375/- instead of at 1/4 of 290 as granted orders.

Chief Secretary's remarks:—

1) "Any case for enhancement? Language objectionable. Acknowledge"

2) The previous references are being traced. The case will be worked up as soon as they are made available.

3) Draft acknowledging but up for approval

4) Issue
sd/R
20/5/50

19/5/50

19.5.50.

To Janab T. A. Basheeruddin Ahmed
3rd cross no: 1. Cubbonpet
Bangalore city

No: 3375/CB of 20/5/50
acknowledging the petition.

Subsistence allowance to Janab Bashiruddin Ahmed, Asstt Exmr under suspension.

773
CB.

5) Submitted with reference to Chief Secretary's Memo at para 1 of the note. Janab Bashiruddin Ahmad, Asstt Exmr (O&D. House rent Controller) was placed under suspension on a charge of having received illegal gratification on 14/10/48, on which date he was in receipt of a salary of Rs 250+40 AA. in grade 300-25-500. Under Art 117(a) H.S.R he has been granted a subsistence allowance of Rs 1/4 of Rs 290/- appending his trial in the City Magistrate's Court. This was in G.O dt 14/2/50.

A+B

6) His plea that, in the usual course, his pay should have been fixed at Rs 375/- and that his subsistence allowance should be calculated at 1/4 of this amount is not tenable; for, the Officer under suspension has no claim to the usual increment during the time occupied by trial or prosecution (Govt's reference is invited to para 1 to 8 of the note in CB 139-49 placed below)

6z
25/7/50

7) It is implied in the G.O. dated 16th Jan. 1950 that the order of

---

Suspension became operative from 14.10.48.

The revised scales of pay became effective from 1.10.48. Prima facie, there seems

to be the case for revising the amount of the Subsistence Allowance and for calculating it on the pay to which he would have been entitled on 14.10.48 but for the order of suspension — unless for any reasons it is considered necessary to keep the order sanctioning the allocation of the officer's pay in the revised scale in abeyance.

8) If approved, the Accountant-General may be consulted u/o with a view to ascertaining whether the officer's pay has been allocated in the revised scales of pay — and if so, what is the pay — fixed in the case of Janab Bashiruddin

Enhancement of Subsistence allowance to Janab Bashir Ahmed. 773/CB

Ahmed with effect from 1.10.48.

yes
27.5.50.

26.5.50.

U.O. 20/CB dated 29/5/195.

Forwarded with Compliments to the Accountant General, Bangalore for favour of remarks.

Sm. Ramakrishnaiya 29/5/50.
for Chief Secretary to Govt

COMPTROLLER'S OFFICE
U. O. No.
Date 29.5.50
Vessial
BANGALORE

G. A. D. SN.
U.O No. 16
RECEIVED ON
Date 31/5/50

13/5/50
13.6.50

27/5/50

27.5.50.

U.O.No. 245/GAD. Dated, 12-6-1959.

10) Returned with compliments.

11) Janab Bashiruddin Ahmed has drawn a salary of Rs. 290/- per month in the grade of Rs. 250-40/2-450 as Acting Assistant Commissioner from 15-9-46 to 7-2-47 and as s.p.t. Asst. Commissioner from 8-2-47 and his next increment raising his pay to Rs. 330/- per month in the above grade was due from 15-9-48. But this has not been sanctioned by the Revenue Commissioner and communicated to this office. However, in the Allocation Statement fixing the pay of Asst. Commissioners in the revised grade of Rs. 300-25-500 from 1-10-48 received in this office from the Revenue Commissioner his pay in the old grade has been shown as Rs. 330/- from 15-9-48 and his pay in the revised grade fixed at Rs. 380/- (Rs. 375 + P.A. 5) from 1-10-48 as per the Allocation principles enunciated in the Govt. Order No. Fl. 4081-4161/56A. 14-48-7 dated 4-11-48.

12) If the increment due to him in the old grade from 15-9-48 raising his pay to Rs. 330/- is formally sanctioned by the Revenue Commissioner, his pay in the revised grade will be Rs. 380/- (Rs. 375 + P.A. 5) from 1-10-48.

For Accountant General.

Kmn

SECRETARIAT
10 JUN 1950
GOVT. OF MYSORE

13) Examine. Is it an enhancement because of mere revision of grade, or is it an increment to be specifically issued by letter. It cannot be issued till the case is decided & his conduct is cleared. 14/6

Enhancement of Subsistence allowance to Jamadar Bashiruddin Ahmed Asstt Comr.

[App. F .III-2

General and Revenue Secretariat | File No.- 773 - CB of 19 .

Serial No.

(14) Subd with reference to para 13 of the note Jamadar Bashiruddin Ahmed was an S.P.T. Asstt Comr at the time he was placed under suspension (vide Civil list) i.e 14/10/48. He has held the appointment Continuously for two years (this from 15/9/46 to 7/2/47 on acting tenure and from 8/2/47 to 15/9/48 on substantive tenure) and is therefore eligible to an increment in the old grade, 250-40/2-350, raising his pay from Rs 290/- to Rs 330/- P.M. This increment has not been sanctioned by the Rev Comr on the due date and hence the pay of Rs. 290/- P.M he was drawing at the time of suspension i.e 14/10/48 was only Acting Pay and not the pay Rs 330/- he might to have drawn in the normal course. ~~Had this appeal~~ ~~proceedings~~. If this increment had been duly sanctioned by the Rev Comr his pay in the revised grade would be Rs 380/- from 15/10/48, ~~the date~~ i.e 13 days prior to the date on which he was placed under Suspension and he would be eligible to an enhanced Subsistence allowance of Rs 1/4 of 380/- or Rs 95/- as against Rs 72-8-0 now sanctioned.

15) The Rev Comr may be consulted U.O as to why the increment due to Jamadar Bashiruddin Ahmed as S.P.T Asstt Comr from 15-9-48 was not sanctioned and Communicated to the A.G.

14/6/50

(16) Jamadar D.A. Bashiruddin Ahmed was appointed to act as Asstt Comr with effect from 15-9-44.

14.6.50.

Note.—Contn. Sheet.

a a pay of Rs 250/- in the grade of Rs 250-40/2-450. On completion of two years' service as Asst Asst Comr., he was permitted to draw a ~~pay~~ salary of Rs 250 + A.A. 40 from 15-9-46. The tenure of this appointment in the Cadre of Asst Comrs was changed from Ag" to "S.P.J" with effect from 8-2-47. The next increment raising his pay to Rs 330/- in the grade of Rs 250-40/2-450 accrued on 15-9-48. And the same ought to have been sanctioned by the Hd of the Dept under whom he was at that time working, unless the officer's work was considered not satisfactory, in which case the Hd of the Dept should submit the case ~~for~~ for the order of Govt. (Vide note 1 to Art 79, M.S.R.)

(3) In the case of Janab Basheeruddin Ahmed, the conduct of this officer was brought to the notice of Govt by the Dy. Comr & Dt Magistrate, Bangalore Dt in his letter No. 8988-J1-48-49 dated 14.10.1948. The increment was due to this officer a month prior to the date of the letter from the Dy. Comr and the revision of scales of Gazetted officers was ordered to take

Serial No.

take effect from 1-10-48 i.e. 10 days prior, in G.O. No. 4051-F161/CB S+A. 14-48-7 dated 4-11-48. Though the benefits arising out of the revision of the scales cannot be now extended to him in view of the cases now pending against him, there appears to be no objection to grant him the increment which he has earned and during which period no adverse report appears to have been brought to the notice of Govt so far as the confl. Br is aware of.

18) The Rev. Comr. may, if deemed necessary be asked as to why the increment which accrued on 15.9.48 was not sanctioned in the case of this officer.

Chief Secy) Kmpl 16/6/50

19) I do not think it is necy. to take the R.C. as at para 18. Whether it accrued on 15-9-48, or on 1-10-48, it does take a little sometime after the actual date to pass order. Very soon thereafter the officer got into trouble.

20) The point now is whether the Subsistence Allowance should continue to be paid as now, or whether it shd. be based on the pay plus increments, — increments which cannot be claimed as a matter of right, but are granted or proved

CHIEF SECRETARY 2465 16 JUN 1950 GOVT. OF MYSORE

Enhancement of Subsistence allowance to

File No. Janab Bashir Ahamed of 19 773/GB

General and Revenue Secretariat

Serial No.

Efficiency, good Conduct &c.

21) No Charge seems to be necessary.

Chief Minister
Hon'ble Finance Minister

16/6/50.

amk 17.6.50

FINANCIAL SECRETARY U.O. 2829 19 JUN 1950 GOVT. OF MYSORE

22) An increment is for approved service. In this case obviously there is no such service. So there is no increment; there can be no enhancement of Subsistence allowance. The position may change, after the court pronounces Judgment. Till then the View in paragraph 21 above is financially the correct view.

19.6.50.

23) H.E.D. 577/50

24) Reply 16/5.7.50. amk 577/50.

GENERAL & REVENUE SECRETARIAT 20 JUN 1950 CONFIDENTIAL BRANCH

Office of the Minister for Finance and Industries. No. 1767. Date 20/6.

25) Draft reply put up for approval. 577/50

26) Issue amk 6/7/50.

5.7.50.

To

Janab Basheeruddin Ahmed
3rd Cross, No. 1, Cubbonpet.
Bangalore City

No 5252/GB dt 6/7/50
rejecting his request.

Enhancement of subsistence Allowance to
Jamadar Basharuddin Ahmed.

777
– CB –

Draft letter returning the papers to A.G. put up for approval

Issue
sd/-
10/7/50

8/7/50

To The Accts General
No 5582/3 of 6/7/50
returning the papers –

8.7.50.

CB

Skills 773/CB

To

The Chief Secretary to the Govt of Mysore

Bangalore

Sir,

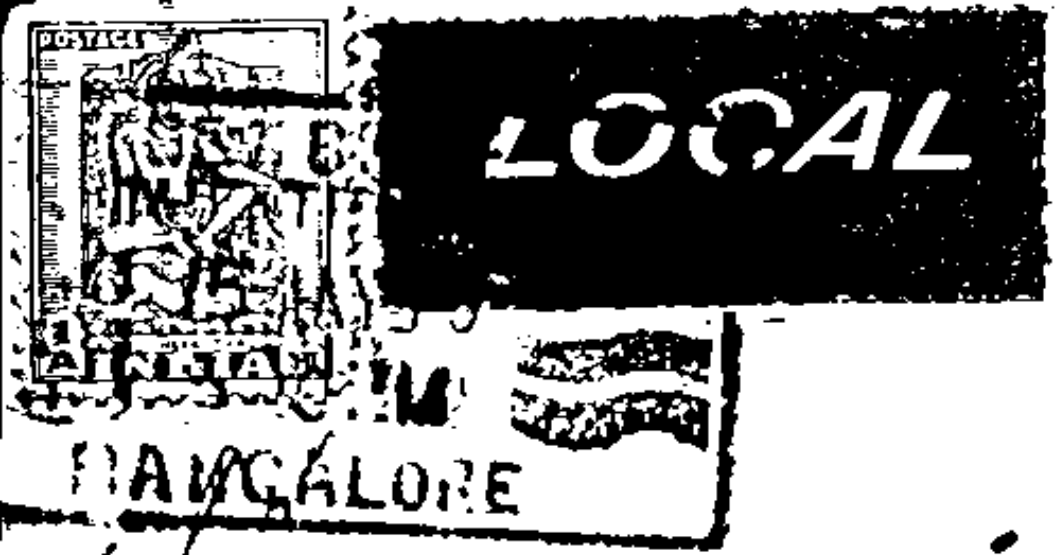
Adverting to G.O.No. 6137-33-CB-139-49-11 dated 1-11-49 sanctioning a subsistence allowance @ Rs 1/4 of 225/- per mensem to me, I wish to bring to your notice that the amount is very small to meet my needs and the revised scale of pay sanctioned in respect of the incumbents in the office from 1-10-48 has not been taken into consideration. It is nearly 1½ years since the Corporation was launched and it has not yet come up for trial on this foreign investment. Whatever the result and regardless of the Corporation I was placed under suspension from 13-10-48 and as such am entitled to a higher salary instead of being maintained at the present level of Rs 375+75/-. However the subsistence allowance has to be drawn on the basis of pay as on 8/10/48 but certain increments fall due even during the period of suspension and I am in receipt of representations from my dependants in respect of the maintenance allowance on this account. The amount is very small and I am unable to meet my requirements. I have nothing but appreciation for the manner in which the enquiry is being conducted but I am unable to understand why the enquiry is being delayed when similar cases are disposed of speedily. There is no reason to believe that the enquiry will be finished in the near future and I request you kindly to fix the subsistence allowance at ¼ of 375/+75/- and allow me to draw the same with retrospective effect from 1-10-48.

Awaiting the favour of your orders,

Yours faithfully,

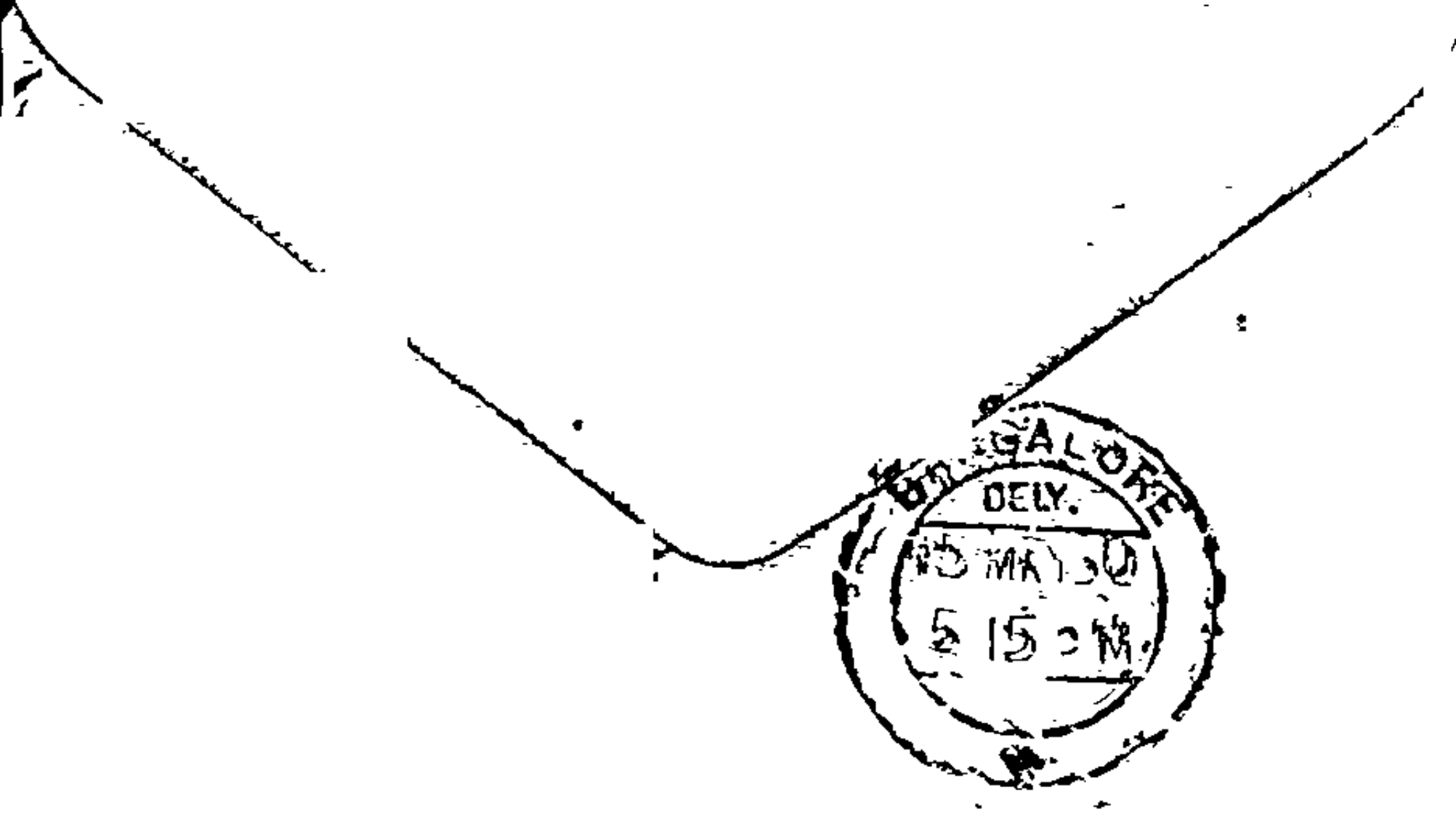
Bangalore
15-5-50

3rd Cross No. 1 Cubbon Park
Bangalore



K. Srinivasan Esq B.A.,
Chief Secretary to the Govt
of Mysore
Public Works
Bangalore

Requested sent to Govt


BANGALORE
DELY.
MAY
5 15 PM

xxxxxxxxxxxxxxxxxxxxxxxxxx

3375/CR

20.5.50

xxxxxxxxxxxx
xxxxxxxxxxx
Bangalore.

Janab T.A.Bashiruddin Ahamed,
3rd Cross, No.1, Cubbonpet,
Bangalore City.

I am directed to acknowledge the receipt of your application dated 15th May 1950, regarding the enhancement of subsistence allowance and to state that the matter is receiving attention.

Yours faithfully,

Chief Secretary to Government.

LC/2

xxxxxxxxxxxxxxxxxxxxxxxxx

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

General and Revenue Secretariat,

No. *Dated Bangalore,.....194*

FROM xxxxxxxxxxxxxxxxxxxxx

The Chief Secretary to the Government of His Highness the Maharaja of Mysore. Bangalore.

TO The Chief Secretary to the Government of Hyderabad.

SIR,

I am directed to confirm your telegram No.1867 dated 16th

G. R. S. App. F. G. 3.]

GENERAL AND REVENUE.

SECRETARIAT.

(*Continuation sheet draft form.*)

Jamab V. A. Bathiwadhi
Ahmed, 3rd Cross,
No. 1. Cubbonpet
Bangalore.

Sri,

I am directed to acknowledge the receipt of Your application dt 15/5/50 re the enhancement of Subsistence allowance and to state that the matter is receiving attention.

Yours faithfully

20/5/50.
for Chief Secy
19/5/50

19.5.50.

First

The application of Jamadar Basheer uddin Ahmed, praying for enhancement of subsistence allowance has been sent U.O to the A G with D.O. No. 773 CB on 29/5/50. For perusal by 8/6/50 the Asst Comptroller will be reminded of it.

Chief Secy

8.6.50.

Reminded U.O. by 9/6/50

9 JUN 1950

CHIEF SECRETARY

GOVT. OF MYSORE

Reminded U.O by on 10/6/50

To
The Chief Secretary to the
Govt of Mysore
Bangalore

Sir,

Adverting to your letter No C. 3375 C.R.
dated 20-5-1950 regarding the claim of Mr Robinson at Kavaru, I am sorry I do not recollect any note in the matter. My claim is just and Equitable and was forwarded to the Govt all the years I was at Kavaru and Sagara. The so called Coorg Estates Report has not come up for trial even though it is one year & eight months in this Court, We need Justice & Equity.

Yours obediently
[illegible]
[illegible]
8/6/1950

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

General and Revenue Secretariat, 10th June 50.

No. G245/Cn.

Dated, Bangalore, 10-6-1950.

FROM

The Chief Secretary to the Government of His Highness the Maharaja of Mysore.

To The Accountant General, Mysore, Bangalore.

Sir,

Subject: Grant of enhanced subsistence allowance to Janab Basheer Ahmed, Asst. Commissioner.

Reference: Un-official File bearing No. 20/C.B. dated 29th May 1950.

The return of the file with your opinion may kindly be expedited.

Yours faithfully,

10/6/50

For Chief Secretary to Government.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 5252/CB.

General and Revenue Secretariat,

Dated, Bangalore 6.7.1950.

FROM

The Chief Secretary to the Government of His Highness
the Maharaja of Mysore.
Bangalore.

To

Janab T.A.Bashiruddin Ahmed,
3rd Cross, No.1, Cubbonpet,
Bangalore City.

SIR,

In reply to your application dated the 15th May 1950, I am directed to state that your request for the enhancement of subsistence allowance allowance cannot be grantec.

Yours faithfully,

Chief Secretary to Government.

LC/2

G, R. S. App. F. G. 3.]

GENERAL AND REVENUE.

SECRETARIAT.

(*Continuation sheet draft form.*)

To

Janab T. A. Basheeruddin
Ahmed, 3rd Cross. No. 1.
Cubbonpet, B'lore City

Sir,

~~Not required.~~

In reply to your application dated the 15th May 1950 I am directed to state that your request for the enhancement of subsistence allowance cannot be granted.

Yours faithfully

Sd/- R
6/7/50
for Chief Secretary
to Govt.
5/7/50

5.7.50.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

General and Revenue Secretariat,

No. S.S. 82/CB
(Civil Suits)

Dated Bangalore, 10th July ..... *19* 50.

FROM Chief
The/Secretary to the Government of
~~His Highness the Maharaja of~~ *Mysore.*

To

The Accountant-General
Mysore, BANGALORE.

Sir,

SUBJECT:- Subsistence Allowance to Janab Bashiruddin Ahmed, Assistant Commissioner under suspension.

I am directed to return herewith the papers received with your unofficial note No.245/G.A.D. dated the 12th June 1950.

Yours faithfully,

10/7/50

For Chief Secretary to Government.

G. R. S. App. F. G. 3.]

GENERAL AND REVENUE SECRETARIAT.

Continuation sheet draft form.

To

The Accountant General
Mysore.

Subject: Subsistence Allowance to Janab Basheeruddin Ahmed, Asstt Engr under suspension.

Sir,

I am directed to return herewith the papers received with your unofficial note No: 245/S.A.D dated 12/6/1950

for Secretary

KMR
10/7/50.

Dy. Chief Secretary
8/7/50

8.7.50.

WD 06072—GPE—25,000—21-6-49

To

The Chief Secretary,

Govt. of Mysore

Sir

Please send somebody from the C.B. to produce as deposed in connection with the Order of suspension of Janab Basheeruddin Ahmed as it has to be exhibited in B.S.C. 6/53-54 in the Court of the 1st Additional Sessions Judge, Bangalore

A.C. Byrappa
Sp. P.P.
21/7/53

As personally ordered Sri Kalabhairavan, Supt. Conf. Br. has to be deputed to attend the Court.

For personal.
Chief Secy)

Asst
21/7/53

Please file it in the original file.
21/7/53

CHIEF SECRETARY
24
21 JUL 1953
GOVT. OF MYSORE